IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.6824 OF 2004

Rodu Dhandal Thakare, .. Petitioner

Vs

1. Sadhu Rajendra Jadhav and ors .. Respondents

Mr P.F.Frederick i/b Mr Latish Upasani, for the petitioner.

CORAM : D.B.BHOSALE,J.

DATE : 13th December, 2004.

PC:

1. Heard the learned counsel for the petitioner.

2. This petition challenges the order by which no fault liability compensation under section 140 of the Motor Vehicles Act has been awarded. The only contention urged by Mr Frederick, learned counsel for the petitioner, is that before the date of the accident the petitioner had transferred the vehicle to one Nandlal Nikam and, therefore, he is not liable to pay the compensation under section 140. Except the bare words and a xerox copy of some document on stamp paper showing so-called transfer, he could not produce any other document, such as R.C.T.C. Books of the vehicle in support of his contention. In view of this, I am not

inclined to interfere with the impugned order under Article 227 of the Constitution of India. The writ petition, therefore, fails and is dismissed as such.

(D.B.BHOSALE, J.)